

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Steve A. Yon, et al.

Title:

SYSTEM AND METHOD FOR

INDUCING HYPOTHERMIA

WITH ACTIVE PATIENT

TEMPERATURE CONTROL EMPLOYING CATHETER-MOUNTED TEMPERATURE

SENSOR AND TEMPERATURE

PROJECTION ALGORITHM

Serial No.: 10/767,782

Examiner:

Not Yet Known

Filed: January 28, 2004

Group Art

3739

Unit:

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR § 1.97 (e) (1)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

The following items are being submitted for this Information Disclosure Statement:

- 1. X Preliminary Statements
- 2. <u>X</u> FORM PTO 1449

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

(Date of Deposit)

Brenda L. Godfrey

(Name of the Person Making the Deposit)

(Signature

(Date of Signature)

1. Preliminary Statements

Applicants cite herewith patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR 1.56.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made, an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists. The filing of this information disclosure statement shall not be construed as an admission against interest in any manner.

Each item of information contained in this Information Disclosure Statement was cited in a communication or search report from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of this Information Disclosure Statement. Said foreign communication or search report is dated August 27, 2004 and a copy of same is provided herewith in addition to the references cited therein.

No fee is believed to be due in connection with this submission as this Information Disclosure Statement is being filed within three (3) months of the date of the foreign communication or search report. However, if any fees are required in connection with this paper, authorization is hereby given to the Commissioner for Patents to charge same to Deposit Account No. 50-0914.

Date: Sopt. 4, 2004

Mark D. Wieczorek
Attorney for Applicants

Registration No. 37,966

Innercool Therapies, Inc. 3931 Sorrento Valley Blvd. San Diego, CA 92121

Phone: (858) 677-6390 X119

Fax: (858) 677-6391

PTO/SB/O8B (10-01)

Approved for use through 10/31/2002, OMB 0651-0031
Patent and Trademark Office: U.S./DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to a collection of information unless it contains a valid OMB control number.

Complete if Known Substitute for form 1449B/PTO 10/767,782 **Application Number** January 28, 2004 NFORMATION DISCLOSURE Filing Date Steve A. Yon **\$TATEMENT BY APPLICANT** First Named Inventor 3739 Group Art Unit Not Yet Known (use as many sheets as necessary) Examiner Name Attorney Docket Number 135001 Sheet of

U.S. PATENT DOCUMENTS								
	Cite No.1	U.S. Patent Document	Name of Patentee or Applicant of Cited Document	Date of Publications of Cited document MM-DD-YYYY	Pages, Column, Lines, Where Relevant Passages or Relevant Figures Appear			
Examiner Initials'		Number Kind Code ² (if known)						
	AA	5,906,614	Stern, et al.	05-25-99				
	AB	6,149,673	Ginsburg	11-21-00				
	AC	6,231,594	Dae	05-15-01				
*****	AD	20020103519	Dobak, III, et al.	08-01-02				

Examiner	Date	
Signature	Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

12Unique citation designation number. 2Applicant is to place a check mark here if English language Translation is attached.

[&]quot;Unique citation designation number. 'Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.